

**REQUEST FORM FOR  
APPLICATION UNDER 35 U.S.C. 111(a)**

DOCKET NUMBER: 2038-310

Prior Application:

Art Unit:

Examiner:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a Continuation, application under 35 U.S.C. 111(a) of pending International Patent Application No. PCT/JP02/07733 filed on July 30, 2002, entitled PANTS-TYPE DISPOSABLE WEARING ARTICLE, by the following named inventor(s) Toshifumi OTSUBO

1. ☒ A copy of the English language translation of the above-identified International application as filed (35 U.S.C. 37(c)(2) is attached.
2. ☐ Oath or Declaration
  - a. ☐ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63(d))
    - i. ☐ Deletion of inventor(s)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
3. ☐ Incorporation By Reference (useable if Box 2b is checked)  
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 2b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
4. ☐ Preliminary Amendment is enclosed.
5. ☒ An Information Disclosure Statement and PTO1449 Form are submitted herewith.
6. ☐ Cancel claims: -----.
- 7a. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 4 above:

	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Total Claims	10	MINUS 20	0	x \$18 =	\$ 0.00
Independent Claims	1	MINUS 3	0	x \$86 =	\$ 0.00
Basic Application Fee					\$ 770.00
If multiple dependent claims are presented, add \$290.00					
Total Application Fee					\$ 770.00
Subtract ½ if small entity					
<b>TOTAL APPLICATION FEE DUE</b>					<b>\$ 770.00</b>
<input type="checkbox"/> CREDIT CARD AUTH. FORM <input type="checkbox"/> CHECK <input checked="" type="checkbox"/> CHARGED TO DEPOSIT ACCOUNT NO: 07-1337					

7b. ☒ Applicant is entitled to small entity status under 37 CFR 1.9 and 37 CFR 1.27.

8. ☒ Amend the specification by inserting before the first line the sentence:

*--This application is a continuation of International Application No. PCT/JP02/07733 filed July 30, 2002, which claims priority to Japanese Application No. 2001-231078 filed July 31, 2001.--*

9. ☒ Priority of Japanese Application Serial No. 2001-231078 filed on July 31, 2001 is claimed under 35 USC 119. The certified priority document(s) will be filed in due course.

10. ☒ The power of attorney in the prior application is to:

11. ☒ Also enclosed:-----.

12. ☒ A petition, fee and response has been filed to extend the term in the pending prior PCT application until -----.

Address all future communications to:

**LOWE HAUPTMAN GILMAN & BERNER, LLP**

**1700 Diagonal Road, Suite 300**

**Alexandria, Virginia 22314**

- ☐ A credit card authorization form to cover the filing fees is enclosed.
- ☐ The Commissioner is hereby authorized to charge any additional fees associated with this communication, including patent application filing fees and processing fees under 37 C.F.R. § 1.16 and 1.17, or credit any overpayment to **Deposit Account Number 07-1337**.
- ☐ Check No. \_\_\_\_\_ is enclosed to cover the filing fees.

Respectfully submitted,

LOWE HAUPTMAN GILMAN & BERNER, LLP



Benjamin J. Hauptman  
Registration No. 29,310

Date: December 9, 2003  
USPTO Customer No. 22429  
1700 Diagonal Road, Suite 310  
Alexandria, Virginia 22314  
(703) 684-1111  
(703) 518-5499 Facsimile  
BJH:eb